IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

FRIDAY, THE SIXTEENTH DAY OF DECEMBER TWO THOUSAND AND FIVE
: PRESENT :

THE HON'BLE MR.JUSTICE : ELIPE DHARMA RAO

CRIMINAL REVISION CASE No.2162 of 2005

(Criminal Revision case under Sections 397 & 401 of Cr.P.C. preferred against the order of the Court of the Judicial Magistrate of First Class, Kurnool, dated 07.07.2005 in Crl.MP No.173 of 2005 in SC ST SC No.1 of 2003)

Between:

M. Rani D/o M.Dastagiri. Petitioner

AND

1.Gangula Venkateswara Reddy S/o G. Sankar Reddy,
R/o Tadakanapalli (Village), Kallur (M), Kurnool District.
2.The Head Master, MPUP School, Tadakanapalli Village,
Kallur (M), Kurnool District.
3.State of A.P. rep. by the Public Prosecutor,
High Court of A.P. Hyderabad. Respondents

FOR THE PETITIONER : MR. R. RAMANJANEYULU
FOR THE RESPONDENT NO.3: PUBLIC PROSECUTOR.

The Court made the following ORDER:

"When the matter is taken up for admission, the learned Counsel for the petitioner submitted that the Admission No.886 of 190 of Mandal Prajaparishat Upper Primary School, Tadakanapalli Village, Kallur Mandal, Kurnool District showing the date of joining of Gangula Venkateswara Reddy joining in the School on 20-07-1990 and noting his date of birth as on 19-06-1995 is not correct. He further contended that the actual admission is being Admission No.815 of 1987, joined in the School on 25-11-1997 and the date of birth is 25-11-1982 and the name of the accused is Gangula Venkateswara Reddy S/o Siva Sankara Reddy, therefore, if the said record is called for, the truth or otherwise of the allegation can be known. He further contended that at the time of enquiry, the petitioner was not given any notice by the learned Judicial Magistrate of First Class, Kurnool.

Considering the submissions made by the learned Counsel for the petitioner, this Court considers it appropriate to call for the records.

Hence, the Registry is directed to call for the enquiry report and Ex.P1 marked in Crl.MP No.173 of 2005 in SC ST SC No.1 of 2003 from the file of Special Judge for SC ST (POA) Act, Kurnool, and the Admission Registers for the years 1987 to 1990 i.e. Admission Nos.815 to 886) from the Head Master, M.P.U.P. School, Tadakanapalli Village, Kallur Mandal, Kurnool District.

Post after two weeks."

SD/-T. GURUNATH

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1.The Judicial Magistrate of First Class, Kurnool.
2.The Special Judge for SC ST (POA) Act, Kurnool.
3.Gangula Venkateswara Reddy S/o G. Sankar Reddy,
R/o Tadakanapalli (Village), Kallur (M), Kurnool District.
4.The Head Master, MPUP School, Tadakanapalli Village, Kallur (M), Kurnool District.
5.Two CCs to the Public Prosecutor, High Court Bldgs., Hyderabad.(OUT)
6.One spare copy.
7.The Section Officer, Criminal Section, High Court of A.P. Hyderabad.
(for calling enquiry report and records).
8. One CC to Mr. R. Ramanjaneyulu, Advocate.(OPUC)

NOTE : The last paragraph of the order dated 16.12.05 is corrected by substituting the figures 1980 with 1990 as per the orders of the Asst. Registrar dated 30.12.05. Substituted this in place of the order dated 16.12.05 in Crl.RC No.2162/05 which was already dispatched on 19.12.05.

Sd/-T. GURUNATH
ASST. REGISTRAR

HIGH COURT

EDRJ

DATED : 16-12-05

ORDER :

CRL.RC NO.2162/05

DIRECTION